

5049. (F. D. C. No. 38559. S. Nos. 18-522/4 M, 18-764 M, 18-770/1 M.)

INDICTMENT RETURNED: 4-25-56, S. Dist. N. Y., against Meyer Wiener and Alex Wiener (partners in, and pharmacists for, Cathedral Chemists), New York, N. Y.

CHARGE: Between 4-22-55 and 8-2-55, *Bicillin tablets* were dispensed three times, *AM Plus capsules* were dispensed twice, and *Gantrisin tablets* were dispensed once without a prescription.

PLEA: Guilty—by Meyer Wiener to dispensing *Bicillin tablets* twice and *AM Plus capsules* once and by Alex Wiener to dispensing *Bicillin tablets*, *Gantrisin tablets*, and *AM Plus capsules* one time each.

DISPOSITION: 5-4-56. Alex Wiener fined \$300 and Meyer Wiener \$450.

5050. (F. D. C. No. 38568. S. Nos. 4-947/8 M, 5-049 M, 5-051 M, 5-054/5 M.)

INFORMATION FILED: 1-30-56, N. Dist. Ill., against Triangle Pharmacy (a partnership), Chicago, Ill., Bernard Rosenbloom (partner and pharmacist), Michael Joseph Rio (employee), and Salvatore Pape (apprentice pharmacist).

CHARGE: Between 1-7-55 and 1-18-55, *penicillin G potassium tablets* (counts 1 and 5) and *apiol-ergot compound capsules* (counts 2 and 3) were each dispensed twice and *Sec-Amobarb capsules* (count 4) and *Metandren Linguets* (count 6) were each dispensed once, without a prescription.

PLEA: Guilty—by partnership to all counts of the information; by Rosenbloom to counts 1, 2, and 3; by Rio to counts 4 and 6; and by Pape to count 5.

DISPOSITION: 3-7-56. Partnership fined \$100; Rosenbloom, \$500, plus costs; Rio, \$200; and Pape, \$100.

5051. (F. D. C. No. 38584. S. Nos. 35-706 M, 35-708/10 M.)

INFORMATION FILED: 2-29-56, N. Dist. Ill., against Barry's Cut Rate Stores, Inc., Chicago, Ill., and Edward Golin (president, manager, and pharmacist).

CHARGE: Between 7-5-55 and 8-5-55, *Saratan capsules* were dispensed once and *Pentids tablets* were dispensed three times without a prescription.

PLEA: Nolo contendere.

DISPOSITION: 3-20-56. Corporation fined \$100, plus costs; individual fined \$250.

5052. (F. D. C. No. 38561. S. Nos. 13-202/3 M, 13-205/9 M.)

INFORMATION FILED: 1-31-56, E. Dist. Pa., against Maxwell Zalstein, t/a Physicians' Pharmacy, Philadelphia, Pa.

CHARGE: Between 12-10-54 and 1-14-55, *chlortetracycline capsules* and *capsules containing apiol and ergot* were each dispensed twice and *penicillin tablets*, *oxytetracycline hydrochloride capsules*, and *tablets containing erythromycin stearate with triple sulfas* were each dispensed once without a prescription.

PLEA: Nolo contendere.

DISPOSITION: 11-9-56. \$2,100 fine; jail sentence for 3½ years suspended and defendant placed on probation for 5 years.

5053. (F. D. C. No. 37825. S. No. 58-672 L.)

INFORMATION FILED: 4-7-55, E. Dist. Mich., against Eugene H. Smith, t/a Canfield Cut Rate Drug, Detroit, Mich.

CHARGE: On 4-1-54, *oxytetracycline hydrochloride capsules* were dispensed once without a prescription.

PLEA: Guilty.

DISPOSITION: 7-5-55. \$500 fine.

5054. (F. D. C. No. 38607. S. Nos. 23-127 M, 23-130 M.)

INFORMATION FILED: 6-6-56, Dist. Mass., against Barone Bros., Inc., Boston, Mass., and Arthur R. Januario (president).

CHARGE: Between 8-16-55 and 10-11-55, *amphetamine sulfate tablets* were dispensed twice without a prescription.

PLEA: Guilty.

DISPOSITION: 8-16-56. Corporation—\$250 fine. Individual—\$150 fine; jail sentence for 6 months suspended and individual placed on probation for 1 year.

5055. (F. D. C. No. 38507. S. Nos. 11-101/2 M.)

INFORMATION FILED: 11-22-55, W. Dist. Tex., against Howard G. Harmon, t/a Harmon's Health Service, San Antonio, Tex., and Paul F. Harmon (an employee).

CHARGE: Between 8-1-54 and 11-13-54, *Rauwolfia tablets* and *Rauwolfia serpentina tablets* were each dispensed once without a prescription.

PLEA: Guilty—by Howard G. Harmon to dispensing both drugs and by Paul F. Harmon to dispensing *Rauwolfia tablets*.

DISPOSITION: 12-12-55. Each defendant fined \$100.

5056. (F. D. C. No. 37830. S. Nos. 63-088 L, 63-751 L, 63-951 L, 72-780 L, 72-785 L, 72-790 L.)

INFORMATION FILED: 4-1-55, E. Dist. Ill., against Douglas Drug Co. (a partnership), Mt. Vernon, Ill., Douglas A. Sapper, Sr., and Douglas A. Sapper, Jr. (partners in the partnership), and Doran Laverne Kernodle (a pharmacist for the partnership).

CHARGE: Between 9-3-54 and 10-11-54, *diethylstilbestrol tablets* (counts 1 and 3) and *sulfisoxazole tablets* (counts 5 and 6) were each dispensed twice and *thyroid tablets* (count 2) were dispensed once without a prescription, and *dextro-amphetamine sulfate capsules* (count 4) were dispensed once upon request for a prescription refill without authorization by the prescriber.

PLEA: Guilty—by partnership to all 6 counts of the information; by Douglas A. Sapper, Sr., to counts 1, 2, 3, and 4; by Douglas A. Sapper, Jr., to count 5; and by Doran Laverne Kernodle to count 6.

DISPOSITION: 4-19-55. Fine of \$600 against partnership, \$400 against Douglas A. Sapper, Sr., \$100 against Douglas A. Sapper, Jr., and \$100 against Doran Laverne Kernodle. The fine against the partnership was abated by the fines against the individuals.

5057. (F. D. C. No. 37836. S. Nos. 89-296 L, 89-308 L, 14-081/2 M.)

INFORMATION FILED: 4-11-55, W. Dist. Ark., against Joe H. Gibbs (a pharmacist and partner in the Gannaway Drug Store), Warren, Ark.

CHARGE: Between 8-24-54 and 11-1-54, *sulfisoxazole tablets* were dispensed once without a prescription, and *Dexedrine Spansule capsules* were dispensed 3 times upon requests for prescription refills without authorization by the prescribers.